



## COMMUNITY REVIEW BOARD ON POLICE PRACTICES

### MINUTES

**Tuesday, July 24, 2018  
Malcolm X Branch Library  
5148 Market Street  
San Diego, CA 92114**

#### **Members Present:**

Joe Craver, Chair	Mary O'Tousa
Brandon Hilpert, 1 <sup>st</sup> Vice Chair	Maria Nieto-Senour
Taura Gentry, 2 <sup>nd</sup> Vice Chair	Ernestine Smith
Doug Case	Pauline Theodore
Diana Dent	Nancy Vaughn
Reinaldo Galindo	
Sheila Holtrop	
Pieter O'Leary	

#### **Members Absent:**

Marty Workman

#### **Prospective Members Absent:**

Gregory Daunoras  
Darwin Fishman

#### **Staff Present:**

Sharmaine Moseley, Executive Director, CRB  
Todd Jarvis, Executive Assistant Chief, San Diego Police Department  
Wes Morris Captain, San Diego Police Department  
Mark Bennett, Lt. San Diego Police Department  
Adam Sharki, Lt. San Diego Police Department  
Paul Phillips, Lt. San Diego Police Department  
Andrea Amado, Det. San Diego Police Department

- 
- I. **CALL TO ORDER/WELCOME:** Chair Joe Craver called the meeting to order at 6:00 p.m.
  - II. **PURPOSE OF THE COMMUNITY REVIEW BOARD ON POLICE PRACTICES:**  
Chair Joe Craver explained the purpose of the Community Review Board on Police Practices to those in attendance.

III. **APPROVAL OF MINUTES:** Motion made by Mary O'Tousa to approve the minutes of May 22, 2017. Motion passed unanimously.

IV. **NON-AGENDA PUBLIC COMMENT:** (Speaker Slip Required)

A. Alonzo Harvey commented about the CRB having no representation from District Four.

V. **PRESENTATION: Speaker: Joel Day, PhD**  
City of San Diego Director of Boards & Commissions  
"Update from the Mayor's Office"

Director Joel Day addressed the CRB, thanking them for their service as well as informing them on the New Office of Boards and Commissions. He provided an update on the Implementation of Measure G and the importance of representation from all Districts on the CRB. Director Day also addressed a letter sent to the Mayor's office by CRB members that could have violated the Brown Act. It was noted that 2<sup>nd</sup> Vice Chair Taura Gentry did not sign the letter.

VI. **UNFINISHED BUSINESS (DISCUSSION /ACTION):** None

VII. **NEW BUSINESS DISCUSSION /ACTION):**

A. CRB Revised Bylaws (Discussion Item)

i. The Board reviewed the bylaws and were informed of next steps. See attached revised Bylaws for additional information. Pieter O'Leary read verbatim rules that he drafted regarding the removal of a board member for cause. The Chair asked for Mr. O'Leary's draft be forwarded to the CRB's Rules Committee.

B. Operational Standing Rule on Case Review Procedures (Action Item)

i. The action item was tabled for the next CRB Open Meeting due to the Chair's concerns.

VIII. **COMMITTEE REPORTS (DISCUSSION/ACTION):**

A. Continuing Education Committee (Pieter O'Leary)

i. Committee Chair Pieter O'Leary reported on SDPD Menu Classed that would be made available to the Board. Also, the ACLU will be giving a presentation on July 25, 2018.

B. Outreach Committee (Taura Gentry)

i. Committee Chair Taura Gentry reported on the Unity Games, Better A Block attended by her other CRB members attended. Committee Chair reported on all other events and meetings attended by CRB members and her. She further reported that there are some upcoming events that CRB members might want to attend.

- C. Rules Committee (Brandon Hilpert)
  - i. Reported on the status of the auditing of category II complaints. The Board will begin auditing these types of cases when Measure G is implemented.
  - ii. Reported on the status of providing more information to the complainant. The Rules Committee will continue to work with its attorney to see how to proceed with this item.
- D. Policy Committee (Chair Joe Craver)
  - i. Committee Chair Joe Craver reported that there is nothing new to report. He mentioned that Brandon Hilpert will be the next Committee Chair.
- E. Recruitment & Retention Committee (Maria Nieto-Senour)
  - i. Committee Chair Maria Nieto-Senour reported on the Committee's July 13 Meeting. The Committee looked at the interview process and putting together the Academy Training in 30 days. The Committee would like to see members of the community sit on the interview panel. The Committee also recommended the creation of a Red Binder Committee.

**IX. CHAIR'S REPORT** (Chair Joe Craver)

**A. Status of Implementation of Measure G Ordinance**

The second reading was approved by the City Council on July 10 in effect 30 days from then. The new members will be approved by the City Council on August 7.

**B. NACOLE Annual Conference (September 30-October 4, St. Petersburg, FL)- Several CRB members will be attending this conference.**

**C. Fourth Quarter Volunteer Hours Report – Due July 1, 2018**

**D. CRB Liaison for Citizens Advisory Board on Police Community Relations**  
 2<sup>nd</sup> Vice Chair Taura Gentry is the liaison for this Board. Diana Dent provided the Board with an update on her attendance at last night's meeting.

**E. Update on the City Council Rules Committee Re: Women Occupy Proposed Charter Amendment-** A proposal that would have investigative authority, no review authority, and independent counsel. Vote was 3-2 by the City's Rules Committee to bring this proposal to the Council for consideration. Unclear if there will be time for this proposal to go on the ballot.

Public Comment: Speaker Slip for Evie Kosower

F. Work Plan Update – Brandon Hilpert will follow-up on this item.

G. CRB Relationship Building Session – To be determined

X. EXECUTIVE DIRECTOR'S REPORT (Sharmaine Moseley)

A. Caseload Update & Status of Case Reports

Earlier tonight, the Board started off with 14 active cases. Three of those cases were deliberated and closed out at the Board's Closed Session Meeting prior to this meeting. As a result, the Teams now have a total of eleven active cases. In FY18, which ended June 30, the CRB reviewed and closed out 43 cases. In the new FY, which began on July 1, the CRB reviewed a total of seven cases. The breakdown of active cases are as follows:

Team 1 – 2 cases; Team 2 – 3 cases; Team 3 – 1 case; Team 4 – 4 cases; Team 7 – 1 case

B. Community Meetings/Forums/Events

This report was given earlier in the meeting. Reminder that on August 7 is the First Saturdays community event.

Summary Past Meetings/Trainings/Outreach all on calendar

C. Grand Jury Report – A response will be drafted by August 30. deadline.

D. Other Items/Reminders – CRB office is now located on the 9<sup>th</sup> floor of the Civic Center Plaza Building. New parking rules for parking in the Parkade.

XI. SAN DIEGO POLICE DEPARTMENT REPORT (Executive Assistant Chief Todd Jarvis)

A. Status of CRB Recommendations – A letter was sent to the Executive Director regarding the status of each.

- Recommendation that SDPD require an officer writing a report in a use of force incident, not to view video prior to writing report & prior to being interviewed in in-custody death & officer-involved shooting cases. In addition, the officer should have the option of writing a supplemental report after viewing the BWC video.

- Recommendation for SDPD to adopt a de-escalation policy and use Baltimore's policy as a model
- Recommendation for SDPD to change unlawful detention & unlawful search and seizure complaints to Category I
- Recommendation that SDPD remove the Carotid Restraint from SDPD's Use of Force Department Procedure 1.04 for Active Resistance Behavior and retain for Assaultive or Life-Threatening Behavior. If SDPD uses the Carotid Restraint on a person, the person must be transferred immediately to a medical facility

Public Comment: Speaker Slip for Brittany

- Recommendation for SDPD to document evidence shared with the Medical Examiner's Office

B. Other Items – Staff changes within the Internal Affairs Office. Detective Jessie Holt and Lieutenant Adam Sharki were promoted.

- XII. BOARD MEMBER RIDE-ALONG REPORTS (2 mins each)  
Taura Gentry reported on participating in 2 ride-alongs.
- XIII. BOARD MEMBER ANNOUNCEMENTS/COMMENTS
- XIV. ADJOURNMENT: 7:05pm